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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 UNITED STATES OF AMERICA,

NO. CR09-81-MJP

10 Plaintiff,

11 v.

SUMMARY REPORT OF
U.S. MAGISTRATE JUDGE AS
TO ALLEGED VIOLATIONS
OF SUPERVISED RELEASE

12 GILBERT MOSES, JR.,

13 Defendant.

14 An initial hearing on a petition for violation of supervised release was held before the
15 undersigned Magistrate Judge on May 21, 2012. The United States was represented by
16 Assistant United States Attorney Justin Arnold for Ye-Ting Woo, and the defendant by Lee
17 Covell.

18 The defendant had been charged with Assault Resulting in Serious Bodily Injury, in
19 violation of 18 U.S.C. §§ 2, 113(a)(6), 1151(a), and 1153. On or about September 22, 2009,
20 defendant was sentenced by the Honorable Marsha J. Pechman to a term of 37 months in
21 custody, to be followed by 3 years of supervised release.

22 The conditions of supervised release included the requirements that the defendant
23 comply with all local, state, and federal laws, and with the standard conditions. Special
24 conditions imposed included, but were not limited to, participation in substance abuse and
25 mental health programs, financial disclosure, search, prohibiting from entering any
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1 establishment where alcohol is the primary commodity, prohibition from drinking alcohol, and
2 participation in mental health treatment in include the Moral Reconciliation Therapy Program.

3 In a Petition for Warrant or Summons dated May 16, 2012, U.S. Probation Officer
4 Angela M. McGlynn asserted the following violation by defendant of the conditions of his
5 supervised release:

- 6 1. Consuming alcohol on or before May 13, 2012, in violation of the special
7 condition that prohibits the defendant from consuming alcohol.

8 The defendant was advised of his rights, acknowledged those rights, and admitted to
9 violation 1.

10 I therefore recommend that the Court find the defendant to have violated the terms and
11 conditions of his supervised release as to violation 1, and that the Court conduct a hearing
12 limited to disposition. A disposition hearing on this violation has been set before the
13 Honorable Marsha J. Pechman on June 5, 2012 at 11:00 a.m.

14 Pending a final determination by the Court, the defendant has been detained.

15 DATED this 21st day of May, 2012.

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17 JAMES P. DONOHUE
18 United States Magistrate Judge

19 cc: District Judge: Honorable Marsha J. Pechman
20 AUSA: Ye-Ting Woo
21 Defendant's attorney: Lee Covell
22 Probation officer: Angela M. McGlynn
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